

I. REAL PARTY IN INTEREST

The assignee Scientific Games International Inc. is the real party in interest.

II. RELATED APPEALS AND INTERFERENCES

See Applicants' Appeal Brief

III. STATUS OF CLAIMS

Claims 1-42 are pending in the present application. Claims 1-42 stand rejected. In the Examiner's most recent Answer, the Examiner issued a new ground of rejection of claims 1-29 and 35-41 under 35 U.S.C. § 101.

According to M.P.E.P. § 1207.03 II, it is questionable whether the Examiner has the authority to enter a new ground of rejection after the filing of Applicant's Reply Brief. See M.P.E.P. § 1207.03 II. However, to advance the pending appeal in this case, Applicant hereby withdraws claims 1-29 and 35-41 from appeal and authorizes the Examiner to cancel claims 1-29 and 35-41 from the pending application. The Applicant in no way acquiesces to the propriety of the new grounds for rejection and the Applicant reserves the right to pursue withdrawn claims 1-29 and 35-41 in a later filed divisional application.

Claims 30-34 and 42 are not subject to the new grounds of rejection and have not been withdrawn from appeal by the applicant. The appeal continues as to these remaining claims. Applicant respectfully requests that the application be forwarded to the Board for decision on the merits as to claims 30-34 and 42.

IV. STATUS OF AMENDMENTS

See Applicants' Appeal Brief